

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>MARION A. HECHT, as Receiver for</b>	:	
<b>Joseph Forte, L.P.,</b>	:	
	:	<b>CIVIL ACTION</b>
<b>Plaintiff,</b>	:	<b>NO. 10-1374</b>
	:	
<b>v.</b>	:	
	:	
<b>MALVERN PREPARATORY SCHOOL,</b>	:	
	:	
<b>Defendant.</b>	:	

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**ORDER**

**AND NOW**, this 26th day of May, 2010, upon consideration of Defendant Malvern Preparatory School's Motion to Dismiss (*Doc. No. 8*), the Receiver's Response in Opposition (*Doc. No. 10*), and all related documents, it is hereby **ORDERED** that Defendant's Motion is **DENIED**.

**IT IS SO ORDERED.**

*/s/ Paul S. Diamond*

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**Paul S. Diamond, J.**